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14
15 **UNITED STATES DISTRICT COURT**
16 **NORTHERN DISTRICT OF CALIFORNIA**

17 IN RE: OPTICAL DISK DRIVE PRODUCTS
18 ANTITRUST LITIGATION

19 This Document Relates to:

20 DELL INC. and DELL PRODUCTS L.P.

21 Plaintiffs,

22 v.

23 HITACHI-LG DATA STORAGE, INC.;
24 HITACHI-LG DATA STORAGE KOREA, INC.;
25 HITACHI, LTD.; PHILIPS & LITE-ON DIGITAL
26 SOLUTIONS CORP.; PHILIPS & LITE-ON
27 DIGITAL SOLUTIONS USA, INC.; LITE-ON IT
28 CORP. OF TAIWAN; KONINKLIJKE PHILIPS
N.V.; BENQ CORPORATION; BENQ AMERICA
CORP.; SONY CORPORATION; SONY
OPTIARC INC.; NEC CORPORATION; SONY
NEC OPTIARC INC.; SONY OPTIARC
AMERICA INC.; SONY ELECTRONICS, INC.;
TOSHIBA CORPORATION; SAMSUNG

Case No.: 3:13-cv-03350-RS

MDL No. 2143

JOINT STIPULATION AND ~~PROPOSED~~
ORDER REGARDING SERVICE OF
PROCESS

ELECTRONICS CO. LTD.; SAMSUNG
ELECTRONICS AMERICA, INC.; TOSHIBA
AMERICA INFORMATION SYSTEMS, INC.;
TOSHIBA SAMSUNG STORAGE
TECHNOLOGY CORP.; TOSHIBA SAMSUNG
STORAGE TECHNOLOGY CORP. KOREA;

Defendants.

JOINT STIPULATION

It is stipulated by and between the undersigned parties, by their respective attorneys, that Hitachi, Ltd. ("Hitachi"), a corporation domiciled in Japan, agrees to waive service of the Complaint in *Dell Inc. and Dell Products L.P. v. Hitachi-LG Data Storage, Inc., et al.*, Case No. 3:13-cv-03350-RS and Dell will mail a copy of the Complaint to Hitachi via Federal Express (or other global delivery service) at an address in Japan to be provided to Dell by counsel for Hitachi. The deadline for Hitachi to answer, move to dismiss, or otherwise respond to the Complaint shall be extended to December 6, 2013 or 90 days from receipt by Hitachi of the Complaint delivered in the manner described above, whichever is later. This stipulation does not constitute a waiver by Hitachi of any defense, including but not limited to those defenses provided under Federal Rule of Civil Procedure 12.

IT IS SO STIPULATED.

Dated: September 9, 2013

ALSTON & BIRD LLP

/s/ Rodney J. Ganske

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Attorneys for Defendant Hitachi Ltd.

* * *

IT IS SO ORDERED.

Dated: 9/12/13


RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE